

**Resolution Number TC-1737**

**June 18, 2009**

**WHEREAS, the Transportation Commission, pursuant to 43-1-106 (8), C.R.S., has authority to formulate the general policy regarding state highways, to prescribe administrative practices to be followed by Colorado Department of Transportation (CDOT) regarding that policy, and to do all things necessary and appropriate with respect to state highways; and**

**WHEREAS, in section 42-4-102, C.R.S., (which is the legislative declaration to the laws concerning the regulation of vehicles and traffic) the General Assembly recognizes that many conflicts exist between state traffic laws and local traffic codes, and declares it to be its intent to promote uniformity between the state's traffic laws and the Uniform Vehicle Code to eliminate such conflicts; and**

**WHEREAS, pursuant to section 42-4-110(1)(b), C.R.S., local governments may, in the manner prescribed in part 2 of article 16 of title 31 or part 4 of article 15 of title 30, C.R.S., adopt by reference all or any part of a "model traffic code" that embodies the "rules of the road" and vehicle requirements as set out in the state traffic laws; and**

**WHEREAS, pursuant to sections 42-4-110(1)(e) and 43-2-135(1)(g), Colorado Revised Statutes, local traffic regulations pertaining to streets which are part of the State Highway System are subject to approval of CDOT before becoming effective; and**

**WHEREAS, in order to ensure that any model traffic code adopted by local governments does in fact provide uniformity with state traffic laws, it has been CDOT's long-standing policy and practice, with the direction of the Commission and in liaison with other concerned agencies, to promulgate and keep current the "Model Traffic Code" ("the Code") consistent with the aforesaid provisions, and to make that Code available to local governments for their consideration and possible adoption under section 42-4-110 (1)(b), C.R.S.; and**

**WHEREAS, consistent with that past practice and policy, CDOT has now prepared a 2009 revised edition of the Code, reflecting the changes in the state traffic laws; and**

**WHEREAS, as a matter of general state highway policy, CDOT requests the Commission to accept the 2009 revised Code prepared by CDOT and to authorize its copying and distribution to local governments for their consideration and possible adoption and use.**

**NOW THEREFORE BE IT RESOLVED, that the Transportation Commission of Colorado does hereby recognize and accept the 2009 revised Model Traffic Code as a document prepared by the Colorado Department of Transportation, in order to ensure its consistency and uniformity with the rules of the road and vehicle requirements set out in state laws as provided in section 42-4-110(1)(b) and(1)(e), C.R.S.**

**FURTHER, that the Transportation Commission authorizes CDOT to reproduce the revised Code in appropriate format and to post the same on its internet web site so as to make it available to each local government in a timely fashion and in satisfaction of the minimum requirement established by state statute for adoption by reference.**

